

enactment or modification thereof for the time being in force.

10.8 Regulation 1017/68: Council Regulation (EEC) No 1017/68 of 19th July 1968 applying rules of competition to transport by rail, road and inland waterway or any re-enactment or modification thereof for the time being in force.

10.9 Regulation 4056/86: Council Regulation (EEC) No 4056/86 of 22nd December 1986 laying down detailed rules for the application of Articles 85 and 86 of the Treaty to maritime transport or any re-enactment or modification thereof for the time being in force.

11. VESSEL ALIGNMENT AND PROVISION

11.1 The current provision of vessels and their TEU capacities for each Party are set forth as below

COSCON will provide 48 vessels of approximately 294,112 TEU capacity.
KL will provide 38 vessels of approximately 196,017 TEU capacity.
YMUK will provide 52 vessels of approximately 207,434 TEU capacity.
HJS will provide 69 vessels of approximately 340,000 TEU capacity
SEN will provide 2 vessels of approximately 5,322 TEU capacity.

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A Party may not permanently (meaning for more than 90 calendar days) increase or decrease its number of vessels and/or TEU capacity by more than fifteen percent unless this Article 11.1 is amended and effective under the Shipping Act to reflect such increase or decrease; provided that SEN may change the number of its vessels by up to two and the number of its TEU by up to 6,000 without such amendment. The Parties will submit to the FMC Quarterly Reports stating the current services, vessels and TEU capacities under this Agreement and any anticipated cancellation of vessel strings. The Parties shall consult and agree on the number, size and type of Vessels to be provided by each party hereunder and operated in the Trade. The Parties shall consult prior to employment in the Trade of any tonnage in excess of that previously scheduled. The Vessels may be owned, demised, or time-chartered by the Slot Provider.

11.2 The Vessel alignment and provision for all services shall be as agreed from time to time. The Slot Provider may replace any of the Vessels in the services with a comparable one which shall be in the same or better condition in terms of its service performance, which includes speed and transit time in the Trade. All extra expenses resulting from such replacement shall be for the account of the Slot Provider.